



Image AF/1637
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

KILGER et al.

Art Unit: 1637

Application No.: 09/339,103

Examiner: Horlick, Kenneth R.

Filed: June 24, 1999

Attorney Dkt. No.: 101614-08090

For: METHOD FOR THE UNCOUPLED, DIRECT, EXPONENTIAL AMPLIFICATION AND SEQUENCING OF DNA MOLECULES WITH THE ADDITION OF A SECOND THERMOSTABLE DNA POLYMERASE AND ITS APPLICATION

**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES AND PETITION FOR EXTENSION OF TIME**

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Date: December 1, 2003

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Decision of the Primary Examiner dated May 30, 2003 finally rejecting claims 1-126, 134-137, and 143-146.

The items checked below are appropriate:

1. ☒ A Petition for Extension of Time for responding to the final rejection is filed herewith on December 1, 2003 (November 30, 2003 (Sunday)), for three (3) months (two months having already been paid).
2. ☐ A timely response to the final rejection is also filed herewith, as provided in 37 C.F.R. '1.111.
3. ☒ Fee \$ 330.00 or ☐ Small Entity \$ 165.00
☒ Enclosed (Check No. _____)
☐ Not required (fee paid in prior appeal)

12/02/2003 TLWU11 00000038 09339103 330.00 OP
01 FC:1401
12/02/2003 TLWU11 00000038 09339103 530.00 OP
02 FC:1253

☐ Charge to Deposit Account No. 01-2300 (One additional copy of this notice enclosed herewith.)

Please charge any fee deficiency or credit any overpayment to our Deposit

Account No. 01-2300, **referencing attorney docket number 101614-08090.**

Respectfully submitted,



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RKC/tdd